



In Re Application Of: David O. McGoveran
Serial No. 09/476,711
Filed: Dec. 30, 1999
For: A Declarative Method

Examiner:
Group Art Unit:
Atty. Docket No:
Date:

Andre Boyce
2163
McG-003
Dec.9,2003

#10/amdt
Handwritten signature
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THE COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SIR: Transmitted herewith is a Response to the Office Action dated May 31, 2003 and mailed 06/10/03 for the above application.

☒ Small entity status for this application under 37 CFR §1.9 and 1.27 has been established by a verified statement previously submitted.

☒ Extension of time as necessary is requested and a payment for the required fee is enclosed.

☒ The Commissioner is herewith authorized to charge payment of any necessary fees, or credit any overpayment, to Deposit Account 50-0705 associated with this communication for any related purpose, including: (A DUPLICATE COPY OF THIS SHEET IS ENCLOSED)

☒ Any additional filing fees required for presentation of extra claims

☒ Any extension or petition fees.

Respectfully Submitted:

George S. Cole
George S. Cole, Esq.
PTO #40,563

George S. Cole, Esq.
495 Seaport Court, Suite 101
Redwood City, CA 94063
Tel: (650) 556-9510
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EXPRESS MAIL CERTIFICATE

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"Express Mail" mailing label No: EU974800379US

Date of Deposit: December 9, 2003

I hereby certify that the following documents:

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- Cover letter;
 - Affidavits to be entered into Prosecution Record:
 - Exhibit A: Letter from Professor James R. Evans
 - Exhibit B: Professor Evan's CV (18 pages)
 - Exhibit C: Letter, October 15, 2003, from Hossein Bidgoli
 - Exhibit D: Second Letter, October 21, 2003, from Hossein Bidgoli
 - Exhibit E: Professor Bidgoli's CV (12 pages)
 - Exhibit F: Declaration of Applicant, David O. McGoveran
 - Exhibit G: David O. McGoveran's CV (7 pages)
 - Response to Office Action, June 10, 2003;
 - Duplicate for Fee Authorization from deposit account;
 - Marked-up Amendment of Application;
 - Clean-text Amended Application;
 - Itemization of what was received by the US PTO

are being deposited in a single envelope with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and such envelope is addressed to:

Mail Stop AF
Commissioner for Patents
Attn: Examiner Andre Boyce, Art Unit 2163
P.O. Box 1450
Alexandria, VA 22313-1450.

Soyeun D. Choi, Esq.

(Signature of person mailing documents)

George S. Cole, Esq.
(650) 556-9510 TEL; (650) 556-9511 FAX

Commissioner of Patents and Trademarks
Attn: Examiner Andre Boyce
P.O. Box 1450
Alexandria, VA 22313-1450

#9/RCE (E)
495 Seaport Court, Suite 101
Redwood City, CA 94063

Dec. 9th, 2003

Re: Continued Examination for
Patent Application for "A Declarative Method for Business Management"
David O. McGoveran, Inventor

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Dear Examiner Boyce:

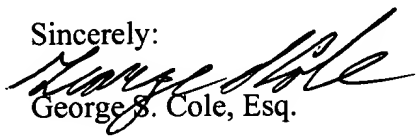
I hereby authorize use of my deposit account, 500705, with User ID FINA, to cover all necessary fees and costs for continued prosecution of this application.

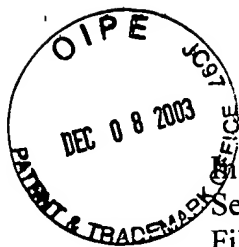
The response to your Office Action of June 10, 2003 is enclosed.

I do not know your schedule but must presume you are quite busy. I would wish to discuss, via telephone, any issues you may have or which this response may not resolve that you believe would prevent this application from issuing, before your written, formal response. My hope is we can make better progress or at least communicate more clearly that way.

I particularly apologize for typographical or other flaws as the flu has me by the chest.

Sincerely:


George S. Cole, Esq.



#11/Affidavit

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Examiner: Andre Boyce
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Washington, D.C. 20231

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Entry of Affidavits into Prosecution Record

Applicant requests entry into the file wrapper record, and official notice by the Examiner and PTO, of the attached Exhibits A (Letter from Professor James R. Evans, Professor of Quantitative Analysis and Operations Management, and Director, Total Quality Management Center, College of Business, University of Cincinnati), B (18 page CV, including all speeches and publications, of Professor Evans), C (First Letter, dated October 15th, 2003, from Hossein Bidgoli, Professor of Management Information Systems, California State University, Bakersfield), D (Second Letter, dated October 23rd, 2003, from Hossein Bidgoli, Professor of Management Information Systems, California State University, Bakersfield), E (12 page CV, including all speeches and publications, of Professor Bidgoli); F (4 page declaration of Applicant, David O. McGoveran), and G (7 page CV of David O. McGoveran). These are evidence (affidavits and declarations) responsive to Examiner's assertions submitted to traverse the Examiner's rejections.

If the Examiner will not accept these as affidavits or declarations pursuant to Rule 132, Applicant's attorney requests that he be telephoned and informed of such determination prior to further action by the Examiner, so the Applicant's attorney can prepare and submit the identical information and assertions from these individuals in such form as the Examiner prefers and requests.